



# STATE OF IOWA

CHESTER J. CULVER, GOVERNOR  
PATTY JUDGE, LT. GOVERNOR

DEPARTMENT OF NATURAL RESOURCES  
RICHARD A. LEOPOLD, DIRECTOR

40312973



Superfund

March 24, 2009

Ken Buchholz  
Chief, Emergency Response &  
Removal North Branch  
Superfund Division  
EPA Region VII  
901 N. 5<sup>th</sup> Street  
Kansas City, KS 66101

Pradip Dalal  
Chief, Iowa/Nebraska Remedial  
Branch  
Superfund Division  
EPA Region VII  
901 N. 5<sup>th</sup> Street  
Kansas City, KS 66101

Ron King  
Superfund Division  
EPA Region VII  
901 N. 5<sup>th</sup> Street  
Kansas City, KS 66101

RE: Referral Request

Former Citizen's Gas & Electric MGP Site, Current Property Owner Aquila, Inc.  
Located at 7<sup>th</sup> St. between 10<sup>th</sup> and 11<sup>th</sup> Ave., Council Bluffs, Iowa  
EPA File No. IAD 984569093

Dear Sirs:

The purpose of this letter is to advise EPA of the regulatory status of the this former manufactured gas site (MGP) and request that EPA Region 7 consider taking the lead in attempting to negotiate a consent order amongst PRPs or take other appropriate action to address this contaminated MGP.

I am enclosing a select packet of documents to assist you in making some initial assessment of the regulatory status. The Department sent Glenn Curtis and Ken Buchholz a letter dated March 26, 2003 notifying EPA Region 7 that despite the fact this site had been assigned a NFRAP classification, there was current and planned development plans within this area and other data that may justify removing the NFRAP classification. The letter advised of the difficulty the Iowa DNR was having trying to negotiate a cost sharing agreement with the PRPs and suggested the possibility of EPA Region 7 taking over the lead.

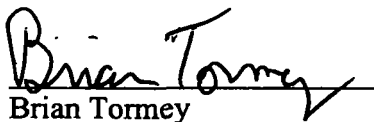
Mr. Buchholz responded by letter dated May 13, 2003 recognizing the need to require further assessment and advising DNR to make a formal referral request if necessary.

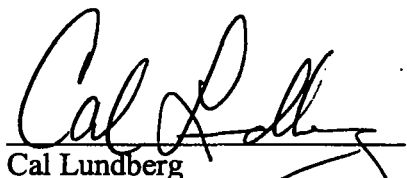
Therefore, please consider this letter a formal request that EPA Region 7 take the lead in regulating this MGP site. The City of Council Bluffs and the Pottawatomie County Development Corporation have an ambitious development plan for this area and have made several formal

requests to the DNR to initiate some action to address this site. DNR technical and legal staff are available to assist and make available our file information.

The project manager is Tami Rice, 515-281-4420, tami.rice@dnr.iowa.gov. DNR attorney David Wornson, 515-242-5817, david.wornson@dnr.iowa.gov, worked on the PRP negotiations.

Sincerely,

  
Brian Tormey  
Land Quality Bureau Chief  
515-281-8927

 3/23/09  
Cal Lundberg  
Contaminated Sites Section Supervisor  
515-281-7040

cc. T. Rice, D. Wornson, DNR  
Pottawatomie County Development Corporation, 7 North 6<sup>th</sup> St., PO Box 1565, Council  
Bluffs, IA 51502

Att. DNR File Packet